

COUNCIL and COMMITTEE SESSION SUMMARY

Wednesday, April 29, 2009 - Tuesday, May 5, 2009

*This summary is not intended to be the official record of the Council –
Official minutes are available for that purpose in the Office of Legislative Information Services*

T&E	10:15 AM - 7CHR	
Apr 29	<p><u>FY10 Operating Budget</u></p> <p>(1) • General Services: Fleet and Motor Pool Fund Contribution NDA <i>(continued)</i> (Farag)</p> <p>(2) • Transportation <i>(continued)</i> (Orlin)</p> <p>(3) • CIP Amendment: Energy Conservation: MCG (Levchenko)</p> <p>(3.1) • CIP Amendments: Conservation of Natural Resources (Levchenko)</p> <p>(4) • Department of Environmental Protection <i>(continued)</i> (Levchenko)</p> <p>(5) • NDA: Climate Change Implementation <i>(continued)</i> (Levchenko)</p>	Worksession
MFP	1:00 PM - 7CHR	
Apr 29	<p><u>FY10 Operating Budget</u></p> <p>(1) • County Executive (Ferber)</p> <p>(2) • Department of Technology Services <i>(continued)</i> (Toregas)</p> <p>(3) • CIP Amendment: Technology Modernization <i>(continued)</i> (Toregas)</p> <p>(4) • Cable Television and Communications Plan <i>(continued)</i> (Toregas)</p> <p>(5) • FiberNet <i>(continued)</i> (Toregas)</p> <p>(6) • Inspector General (Farag)</p> <p>(7) • Intergovernmental Relations (Foster)</p> <p>(8) • NDAs: County Associations, Public Technology, Inc., Council of Governments, and Boards, Committees, Commissions (Foster)</p> <p>(9) • Office of Legislative Oversight and Independent Audit NDA (Orlansky)</p> <p>(10) • Council Office (Farber)</p>	Worksession
PHED	2:00 PM - 3CCR	
Apr 29	<p><u>FY10 Operating Budget</u></p> <p>(1) • Regional Services Centers (Davidson)</p> <p>(2) • Urban Districts (Davidson)</p> <p>(3) • Department of Housing and Community Affairs <i>(continued)</i></p> <p>Added: (4) • DHCA <i>(continued)</i> (McMillan)</p>	Worksession
	<p>Added: (5) • Bill 7-09, Schools and Camps - Workforce Investment Scholarship (Drummer)</p>	Recommended approval with amendments
ED/HHS	9:30 AM - 7CHR	
Apr 30	<p><u>FY10 Operating Budget</u></p> <p>(1) • Pre-Kindergarten Services, Child Care Subsidies, Services to Children with Special Needs (Infants and Toddlers), Parent Support Services, Early Childhood Services (Yao)</p>	Worksession
HHS	2:00 PM - 7CHR	
Apr 30	<p><u>FY10 Operating Budget</u></p> <p>(1) • DHHS - deferred items (McMillan)</p>	Worksession

FRIDAY, MAY 1, 2009

RES/ORD	SUBJECT	ACTION
PS	8:30 AM - 7CHR	
May 1	<u>FY10 Operating Budget</u> (1) • Police (<i>continued</i>) (McMillan) (2) • Park Police (<i>continued</i>) (McMillan) (3) • Sheriff (<i>continued</i>) (Frag) (4) • Correction and Rehabilitation (<i>continued</i>) (Frag) (5) • Fire and Rescue Services (<i>continued</i>) (Davidson)	Worksession
PS/MFP	11:00 AM - 7CHR	
May 1	(1) • Bill 37-08 , Personnel - Disability Retirement - Amendments (Drummer)	Worksession; to be continued 5/4/09
REVISED -- COUNCIL MEETING MONDAY, MAY 4, 2009		
	9:30 WORKSESSION - FY10 Operating Budget <u>T&E</u> (1) • Washington Suburban Sanitary Commission (Levchenko) <u>ED</u> (2) • Montgomery College (Sherer) (3) • CIP Amendments: Montgomery College (Sherer) <u>HHS</u> (4) • Libraries (McGuire) (5) • CIP: Silver Spring Library (McGuire) <u>MFP</u> (6) • Department of Technology Services (Toregas) (7) • NDA: Interagency Technology Policy and Coordination Committee (ITPCC) (Toregas) (8) • NDA: Desktop Computer Modernization (Toregas) (9) • FiberNet (Toregas) (10) • CIP Amendment: Technology Modernization (Toregas) (11) • Cable Television and Communications Plan (Toregas) <u>MFP/PS</u> (12) • CIP Amendment: Integrated Justice Information System (IJIS) (Toregas)	Worksession
	12:15 RECESS	
PS/MFP	12:30 PM - 7CHR	
May 4	(1) • Bill 37-08 , Personnel - Disability Retirement - Amendments (Drummer)	Recommended approval with amendments
	2:00 WORKSESSION - FY10 Operating Budget <u>PHED</u> (13) • Park and Planning (Michaelson) (14) • CIP Amendments: MNCPPC (Michaelson)	Worksession
	ADJOURN	

TUESDAY, MAY 5, 2009		
	(1) 8:30-8:45 INTERVIEW - County Executive appointment of Chief, Department of Fire and Rescue Services: Richard R. Bowers, Jr. (<i>3rd floor Council Conference Room</i>) (Ferber)	Interview
	8:45 - 9:15 COFFEE with the County Executive	Meeting
	9:20 MOMENT OF SILENCE	Held moment of silence
	9:25 COUNCIL SITTING AS BOARD OF HEALTH - <i>The Council sitting as the Board of Health will be briefed on the swine flu.</i>	Briefing
	9:45 PRESENTATION - Proclamation in recognition of May 7, 2009 as Potomac Elementary School Day by Councilmember Berliner	Proclamation presented
	9:50 PRESENTATION - Proclamation in recognition of the Volunteer Mentor Group of Springbrook High School and the Rising Stars Mentor Group of Broadacres Elementary School by Council President Andrews and Councilmember Ervin	Proclamation presented
	9:55 PRESENTATION - Proclamation in recognition of the Arc of Montgomery County Day by Councilmember Trachtenberg	Proclamation presented
	10:00 GENERAL BUSINESS (Lauer)	
	A. Announcement - Agenda and Calendar Changes	Announced changes
	(2) B. Acknowledgement - Receipt of Petitions	Acknowledged petitions
	C. Action - Approval of Minutes: April 16 and 21, 2009	Approved (8y)*
	(3) 10:05 CONSENT CALENDAR	Approved (8y)*
	A. Introduction - Resolution to approve WSSC System Development Charge (Levchenko) <i>Action is tentatively scheduled for 5/13/09.</i>	Introduced
16-937	C. Action - Confirmation of County Executive appointments to the Animal Matters Hearing Board: Alfred J. Ferruggiaro, Allan S. Cohen (Ferber)	Adopted
16-938	D. Action - Confirmation of County Executive appointments to the Cable and Communications Advisory Committee: Mark H. Berman, Treffaney R. Lowe, Alex S. Cohen, Ling-Bing Kung, Jose Zegarra Holder, Mona Hall McKenzie, Noreene Wells (Ferber)	Adopted
16-939	E. Action - Confirmation of County Executive appointment to the Department of Permitting Services Advisory Committee: Daniel L. Harper (Ferber)	Adopted

TUESDAY, MAY 5, 2009

RES/ORD	SUBJECT	ACTION
16-940	F. Action - Confirmation of County Executive appointment to the Down County Recreation Advisory Board: Michael P. Sandner (Ferber)	Adopted
16-941	G. Action - Confirmation of County Executive appointments to the Local Management Board for Children, Youth and Families: Carol W. Garvey, Arva J. Jackson, Dolores A. Kozloski, Judith R. Covich (Ferber)	Adopted
16-942	H. Action - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Julia Scheerer, Celia Young, Paula J. Puglisi, J. Thomas Thornburgh, Carol S. Allenza, Elizabeth Arnold, Sako Maki, Scott D. Greene (Ferber)	Adopted
16-943	I. Action - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Marc Korman, Virginia A. Miller, Harlivleen (Livleen) Gill, Daniel Hoffman, Heather Dlhopsky, Sue F. Knapp, Syed M. Salahuddin (Ferber)	Adopted
10:10 DISTRICT COUNCIL SESSION		
16-944	(4) A. Action - Resolution to establish public hearing on the Twinbrook Sector Plan Sectional Map Amendment (G-880) for June 9, 2009 at 1:30 pm. (Michaelson)	Adopted
	(5) B. Introduction - Zoning Text Amendment 09-03, Home Occupations and Residential Off-street Parking, sponsored by the District Council at the request of the County Executive (Zyontz)	
16-945	<i>Action - Resolution to establish public hearing for 6/9/09 at 7:30 pm.</i>	Adopted
	(5.1) C. Introduction - Resolution regarding request for waiver of filing fee: Dr. Benesh requests a partial waiver of filing fee for a new zoning application on a 16,552 s.f. property in Germantown (Zyontz)	Introduced
10:15 LEGISLATIVE SESSION Day # 18		
A. Introduction of Bills		
	(6) • Bill 22-09 , Enforcement of County Laws - Notice of Violation - Appeals, sponsored by the Council President at the request of the County Executive (Faden) <i>Public Hearing is scheduled for 6/9/09 at 7:30 pm.</i>	Introduced
	(7) • Bill 23-09 , Unused Vehicles - Storage, sponsored by the Council President at the request of the County Executive (Drummer) <i>Public Hearing is scheduled for 6/9/09 at 7:30 pm.</i>	Introduced

TUESDAY, MAY 5, 2009

RES/ORD	SUBJECT	ACTION
	10:15 LEGISLATIVE SESSION Day # 18 (continued)	
	A. Introduction of Bills <i>(continued)</i>	
	(8) • Bill 24-09 , Buildings - Permits and Inspections, sponsored by the Council President at the request of the County Executive (Faden) <i>Public Hearing is scheduled for 6/9/09 at 7:30 pm.</i>	Introduced
	(9) • Expedited Bill 25-09 , Contracts and Procurement - Minority Owned Businesses - Amendments, sponsored by the Council President at the request of the County Executive (Drummer) <i>Public Hearing is scheduled for 6/9/09 at 1:30 pm.</i>	Introduced
	B. Call of Bills for Final Reading	
	Deferred: (10) • Expedited Bill 37-08 , Personnel - Disability Retirement - Amendments (Drummer) <i>PS/MFP Committee recommends approval with amendments.</i>	Deferred
	C. Miscellaneous Business:	
16-946	(11) • Action - Resolution to extend expiration date until December 31, 2009 of Bill 38-07 , Moderately Priced Dwelling Units (MPDU) - Amendments (Lauer)	Adopted
	11:15 CONSENT CALENDAR - FY10 Operating Budget	Approved (8y)*
	<u>PHED</u>	
	(12) • Hearing Examiner (Foster) (13) • Board of Appeals (Foster) (14) • People's Counsel (Foster) (15) • NDA: Historical Activities (Zyontz) (16) • Department of Permitting Services (Sherer) (17) • NDA: Conference and Visitor's Bureau (Ferber) (18) • NDA: Conference Center (Ferber) (19) • NDA: Closing Cost Assistance (McMillan) (20) • CIP Amendments: HOC (McMillan) (21) • NDA: Housing Opportunities Commission (McMillan) (22) • CIP Amendments: Burtonsville Community Revitalization, Facility Planning: HCD (Davidson) (23) • Regional Services Centers (Davidson) (24) • Urban Districts (Davidson)	Worksession

TUESDAY, MAY 5, 2009

RES/ORD	SUBJECT	ACTION
	<p align="center">11:15 CONSENT CALENDAR - FY10 Operating Budget <i>(continued)</i></p>	
	<p align="center"><u>MFP</u></p> <ul style="list-style-type: none"> (25) • Board of Elections (Mihill) (26) • NDA: Charter Review Commission (Mihill) (27) • Ethics Commission (Ferber) (28) • Debt Service (Sherer) (29) • Finance, Risk Management, and NDAs for Risk Management, Working Families Income Supplement, State Property Tax Services, and Restricted Donations (Sherer) (30) • NDAs: Grants to Municipalities in Lieu of Shares Tax, Future Federal/State/Other Grants, Takoma Park Police Rebate, Municipal Tax Duplication (Sherer) (31) • Office of Management and Budget (Sherer) (32) • County Attorney (Frag) (33) • Public Information Office (Ferber) (34) • Office of Human Resources (Frag) (35) • Merit System Protection Board (Frag) (36) • County Executive (Ferber) (37) • Inspector General (Frag) (38) • Intergovernmental Relations (Foster) (39) • NDAs: County Associations, Public Technology, Inc., Council of Governments, and Boards, Committees, Commissions (Foster) (40) • Office of Legislative Oversight and Independent Audit NDA (Orlansky) (41) • Council Office (Farber) 	<p>Worksession</p>
	<p align="center"><u>HHS</u></p> <ul style="list-style-type: none"> (42) • NDA: Takoma Park Library Annual Payment (McGuire) (44) • Commission for Women (Yao) (45) • NDA: Historical Activities - Historical Society (Yao) (46) • Public Arts Trust (Davidson) (47) • CIP Amendments: Cost Sharing - MCG: Warren Historical Site Committee (Davidson) 	<p>Worksession</p>
	<p align="center"><u>HHS/ED</u></p> <ul style="list-style-type: none"> (48) • Foster Care Transportation, Kennedy Cluster Project, Linkages to Learning, School Health Services, High School Wellness Center, and School-Based Prevention Programs (Yao) (49) • Pre-Kindergarten Services, Child Care Subsidies, Services to Children with Special Needs (Infants and Toddlers), Parent Support Services, Early Childhood Services (Yao) 	<p>Worksession</p>

TUESDAY, MAY 5, 2009

RES/ORD	SUBJECT	ACTION
	11:15 CONSENT CALENDAR - FY10 Operating Budget <i>(continued)</i>	
	<u>T&E</u> (51) • General Services: Facilities (Sherer) (52) • General Services: Procurement and related programs (Toregas) (54) • CIP Amendments: General Services (Sherer) (55) • CIP Amendment: Agricultural Land Preservation Easements (Ferber) (56) • Department of Environmental Protection (Levchenko) (57) • CIP Amendments: DEP (Levchenko) (58) • NDA: Climate Change Implementation (Levchenko) (58.1) • CIP Amendment: Energy Conservation: MCG (Levchenko) (58.2) • CIP Amendments: Conservation of Natural Resources (Levchenko)	Worksession
	<u>PS</u> (59) • Sheriff (Farag) (60) • State's Attorney (Farag) (61) • Circuit Court (Farag) (62) • Office of Consumer Protection (Farag) (63) • NDA Prisoner Medical Services (Farag) (64) • Liquor Control (Ferber) (65) • Emergency Management and Homeland Security (Davidson) (66) • CIP Amendments: Fire and Rescue (Davidson) (67) • CIP Amendments: Wheaton Rescue Squad Relocation (Davidson)	Worksession
	<u>ED</u> (68) • Community Use of Public Facilities (Yao) (69) • NDA: Montgomery Coalition for Adult English Literacy (MCAEL) (Sherer)	Worksession
	11:25 WORKSESSION - FY10 Operating Budget	
	<u>MFP</u> Deferred: (70) • NDA: Leases (Sherer)	Deferred
	<u>PS</u> (71) • Correction and Rehabilitation (Farag) <u>PHED</u> (72) • CIP Amendments -(Ferber/Davidson) Cost Sharing-MCG: Adventist HealthCare Project, & Long Branch Town Center Redevelopment	Worksession
	12:30 RECESS - Brown Bag Lunch for Councilmembers to discuss budget and other issues (6CCR)	Discussion
	1:30 WORKSESSION - FY10 Operating Budget (continued)	
	(73) • Department of Transportation (including CIP amendments) (Orlin) (74) • NDA: HOA Road Maintenance Reimbursement (Orlin) (75) • NDA: Rockville Parking District (Orlin)	Worksession
	ADJOURN	

TUESDAY, MAY 5, 2009

RES/ORD	SUBJECT	ACTION
	<p style="text-align: center;">7:30 PUBLIC HEARING on the following:</p> <ul style="list-style-type: none"> (76) • Resolution to revise Taxicab Fees (Orlin) (77) • Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden) (78) • Expedited Bill 15-09 - Recordation Tax - Use of Revenue (Faden) (79) • Expedited Bill 16-09 - Room Rental and Transient Tax - Amendments (Faden) (80) • Expedited Bill 17-09, Parking Lot Districts - Use of Revenue (Mihill) (81) • Expedited Bill 18-09, Personnel - Retirement - Imputed Compensation (Drummer) (82) • Bill 19-09, Board of Investment Trustees - Membership (Drummer) 	<p>PH held; record open until COB 5/6/09</p>

*y=yes